

REMARKS

Rejection under 35 USC § 103

The Examiner has rejected Claims 1-11 under 35 USC § 103 as being unpatentable over Grey. Applicant respectfully disagrees for the following reasons:

1. Applicant finds no basis for the statement that fibromyalgia is “considered to be analogous” to the conditions mentioned in Grey. No portion of Grey is cited as warranting such a conclusion. The effectiveness of Applicant’s process in treating fibromyalgia is quite surprising.

2. Applicant can find no placement of electrodes in Grey pursuant to which the treated area is positioned between opposite side electrodes in which conductivity extends from one electrode to its opposite. Grey’s opposite polarities are not on opposite sides of the treated area.

3. Grey’s pulses as exemplified in Figures 4-9 are not square pulses as shown in Applicant’s figures and as claimed.

Therefore, Applicant submits that Claims 1-11 are not unpatentable over Grey.

Double Patenting

Applicant’s terminal disclaimer obviating the Examiner’s double patenting rejection is submitted herewith.

CONCLUSION

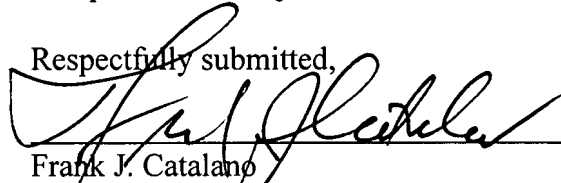
In view of the above, allowance of all claims is respectfully requested.

Enclosed is a Petition and Fee for a Three-Month Extension of Time. Please charge Deposit Account No. 50-1971 in the amount of \$510.00 for the fee for an extension of time. The

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Director is hereby authorized to charge any additional fees or credit any overpayments with regard to this paper to Deposit Account No. 50-1971 per 37 C.F.R. § 1.25.

Respectfully submitted,



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Date

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